



TRANSMITTAL LETTER			Case No. 659/1148
Serial No. 10/693,555	Filing Date October 24, 2003	Examiner Not yet assigned	Group Art Unit 3761
Inventor(s) Jerome S. Veith			
Title of Invention DISPOSABLE ABSORBENT UNDERGARMENT FOR MALES			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an Information Disclosure Statement (in duplicate); Form PTO-1449; 16 Cited References (A38-A53); Power of Attorney; and Return Receipt Postcard.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

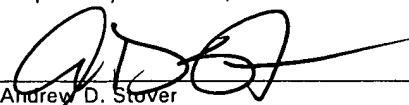
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity	
Rate	Add'l Fee
x \$9 =	
x 43 =	
+ \$145 =	
Total add'l fee	\$

Other Than Small Entity	
Rate	Add'l Fee
x \$18 =	
x \$86 =	
+ \$290 =	
Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
Andrew D. Stover  
Registration No. 38,629  
Attorney for Applicant  
Customer No. 00757 - Brinks Hofer Gilson Lione

BRINKS HOFER GILSON & LIONE  
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(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 2/20/04

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Signature: 



**CERTIFICATE OF MAILING**

And hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope, with sufficient postage, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

February 20, 2004

Date of Deposit

Andrew D. Stover, Reg. No. 38,629

Name of Applicant, Assignee or  
Registered Representative

Signature

February 20, 2004

Date of Signature

Our Case No.: 659/1148

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Jerome S. Veith

Serial No.: 10/693,555

Filing Date: October 24, 2003

For: DISPOSABLE ABSORBENT  
UNDERGARMENT FOR MALES

Examiner: Not yet assigned

Group Art Unit No.: 3761

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the relevant listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner. Pursuant to the waiver

of the rules change effective June 30, 2003, Information Disclosure Statements may be filed without copies of U.S. patents and U.S. published applications for applications filed after June 30, 2003, (see 37 CFR 1.98 (a) (2) (i)). Copies of U.S. patent documents are not required and therefore are not being submitted herewith inasmuch as the captioned application was filed in the USPTO after June 30, 2003.

The references now cited are the following:

#### U.S. Patent Documents

DOCUMENT NUMBER	ISSUE DATE	PATENTEE
3,559,648	02/1971	Mason, Jr.
3,766,922	10/1973	Krusko
3,926,189	12/1975	Taylor
4,037,602	07/1977	Hawthorne
4,326,302	04/1982	Lowe et al.
4,501,587	02/1985	Enloe
4,585,448	04/1986	Enloe
4,673,402	06/1987	Weisman et al.
4,762,521	08/1988	Roessler et al.
4,834,735	05/1989	Aleman et al.
4,935,022	06/1990	Lash et al.
5,019,068	05/1991	Perez et al.
5,047,023	09/1991	Berg
5,147,345	09/1992	Young et al.
5,262,223	11/1993	Palumbo et al.
5,348,547	09/1994	Payne et al.
5,451,442	09/1995	Pieniak et al.
5,462,537	10/1995	Carr et al.
5,527,300	06/1996	Sauer
5,558,659	09/1996	Sherrod et al.
5,624,420	04/1997	Bridges et al.
5,695,488	12/1997	Sosalla
5,836,930	11/1998	Lantz et al.
5,853,402	12/1998	Faulks et al.
6,364,863 B1	04/2002	Yamamoto et al.
6,367,089 B2	04/2002	Van Gompel et al.
6,409,712 B1	06/2002	Dutari
6,423,042 B1	07/2002	Sasaki
6,437,214 B1	08/2002	Everett et al.
6,488,670 B1	12/2002	Schild et al.
6,497,695 B1	12/2002	Bruemmer-Prestley et al.
6,497,696 B1	12/2002	Freiburger et al.
6,500,161 B1	12/2002	Freiburger et al.
6,500,162 B1	12/2002	Freiburger et al.
6,503,239 B1	01/2003	Bruemmer-Prestley et al.
6,508,799 B1	01/2003	Freiburger et al.
6,514,235 B1	02/2003	Freiburger et al.

### Foreign Patent Documents

<b>DOCUMENT NUMBER</b> <small>Number-Kind Code (if known)</small>	<b>DATE</b>	<b>COUNTRY</b>
EP 0 573 521 B1	04/1997	Europe
EP 0 630 221 B2	11/2000	Europe
EP 1 077 054 A2	02/2001	Europe
EP 1 084 687 A2	03/2001	Europe
EP 0 790 814 B1	02/2002	Europe
WO 00/02510 A2	01/2000	WIPO
WO 00/02511 A1	01/2000	WIPO
WO 00/35395 A2	06/2000	WIPO
WO 02/069843 A2	09/2002	WIPO
WO 02/069868 A1	09/2002	WIPO
WO 02/069871 A1	09/2002	WIPO
WO 02/087634 A2	11/2002	WIPO
WO 03/003960 A2	01/2003	WIPO

### Other Art References

<b>OTHER ART – NON PATENT LITERATURE DOCUMENTS</b> <small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.</small>
Copy of pending patent application U.S. Serial No. 09/825,609, filed April 3, 2001, 24 pages.
Copy of pending patent application U.S. Serial No. 10/274,503, filed October 18, 2002, 33 pages.
Copy of pending patent application U.S. Serial No. 10/325,500, filed December 19, 2002, 33 pages.

In accordance with 37 C.F.R. § 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks

Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

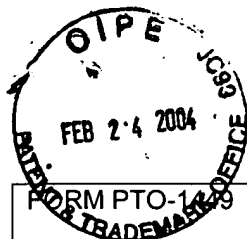
Applicant(s) respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. Stover', is written over a horizontal line.

Andrew D. Stover  
Registration No. 38,629  
Attorney for Applicant(s)

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FORM PTO-14	SERIAL NO. 10/693,555	CASE NO. 659/1148
<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>	FILING DATE October 24, 2003	GROUP ART UNIT 3761
(use several sheets if necessary)	APPLICANT(S): Jerome S. Veith	

**REFERENCE DESIGNATION U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	ISSUE DATE	PATENTEE	CLASS/ SUBCLASS	FILING DATE
	A1	3,559,648	02/1971	Mason, Jr.		
	A2	3,766,922	10/1973	Krusko		
	A3	3,926,189	12/1975	Taylor		
	A4	4,037,602	07/1977	Hawthorne		
	A5	4,326,302	04/1982	Lowe et al.		
	A6	4,501,587	02/1985	Enloe		
	A7	4,585,448	04/1986	Enloe		
	A8	4,673,402	06/1987	Weisman et al.		
	A9	4,762,521	08/1988	Roessler et al.		
	A10	4,834,735	05/1989	Aleman et al.		
	A11	4,935,022	06/1990	Lash et al.		
	A12	5,019,068	05/1991	Perez et al.		
	A13	5,047,023	09/1991	Berg		
	A14	5,147,345	09/1992	Young et al.		
	A15	5,262,223	11/1993	Palumbo et al.		
	A16	5,348,547	09/1994	Payne et al.		
	A17	5,451,442	09/1995	Pieniak et al.		
	A18	5,462,537	10/1995	Carr et al.		
	A19	5,527,300	06/1996	Sauer		
	A20	5,558,659	09/1996	Sherrod et al.		
	A21	5,624,420	04/1997	Bridges et al.		
	A22	5,695,488	12/1997	Sosalla		
	A23	5,836,930	11/1998	Lantz et al.		
	A24	5,853,402	12/1998	Faulks et al.		
	A25	6,364,863 B1	04/2002	Yamamoto et al.		
	A26	6,367,089 B2	04/2002	Van Gompel et al.		
	A27	6,409,712 B1	06/2002	Dutari		
	A28	6,423,042 B1	07/2002	Sasaki		
	A29	6,437,214 B1	08/2002	Everett et al.		
	A30	6,488,670 B1	12/2002	Schild et al.		
	A31	6,497,695 B1	12/2002	Bruemmer-Prestley et al.		
	A32	6,497,696 B1	12/2002	Freiburger et al.		
	A33	6,500,161 B1	12/2002	Freiburger et al.		
	A34	6,500,162 B1	12/2002	Freiburger et al.		
	A35	6,503,239 B1	01/2003	Bruemmer-Prestley et al.		
	A36	6,508,799 B1	01/2003	Freiburger et al.		
	A37	6,514,235 B1	02/2003	Freiburger et al.		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449	SERIAL NO. 10/693,555	CASE NO. 659/1148
<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b> (use several sheets if necessary)	FILING DATE October 24, 2003	GROUP ART UNIT 3761
APPLICANT(S): Jerome S. Veith		

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	A38	EP 0 573 521 B1	04/1997	Europe		
	A39	EP 0 630 221 B2	11/2000	Europe		
	A40	EP 1 077 054 A2	02/2001	Europe		
	A41	EP 1 084 687 A2	03/2001	Europe		
	A42	EP 0 790 814 B1	02/2002	Europe		
	A43	WO 00/02510 A2	01/2000	WIPO		
	A44	WO 00/02511 A1	01/2000	WIPO		
	A45	WO 00/35395 A2	06/2000	WIPO		
	A46	WO 02/069843 A2	09/2002	WIPO		
	A47	WO 02/069868 A1	09/2002	WIPO		
	A48	WO 02/069871 A1	09/2002	WIPO		
	A49	WO 02/087634 A2	11/2002	WIPO		
	A50	WO 03/003960 A2	01/2003	WIPO		

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS <small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.)</small>	
	A51	Copy of pending patent application U.S. Serial No. 09/825,609, filed April 3, 2001, 24 pages.
	A52	Copy of pending patent application U.S. Serial No. 10/274,503, filed October 18, 2002, 33 pages.
	A53	Copy of pending patent application U.S. Serial No. 10/325,500, filed December 19, 2002, 33 pages.

EXAMINER	DATE CONSIDERED
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